IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLN.NO.1815 OF 2007

Prashant Shankar Rumade ..Applicant
Vs.
State of Maharashtra ..Respondents

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Mr.A.S.Khandeparkar with R.G.Pawale Advocate for Applicant
Mr.K.V.Saste A.P.P. for the State

...

WITH
CRI.APPLN.NO.1816 OF 2007

1. Shri.Vishal Maruti Bombale
2. Shri.Harshal Krishna Rane
Both r/o Mumbai ..Applicants

Vs.

State of Maharashtra ..Respondents

....

Mr.A.S.Khandeparkar i/b R.G.Pawale for Applicants
Mr.K.V.Saste A.P.P. for State

....

**CORAM: SMT.V.K.TAHILRAMANI,J.**
**DATE : JUNE 06, 2007**

**P.C.**

1. Heard the learned advocate for the applicants

and the learned A.P.P. for the State.

2. The applicants are seeking anticipatory bail in CR No.95 of 2007 of Bhoiwada Police Station, Mumbai. The said case is mainly under Sections 326, 452 and 427 of IPC.

3. The complainant had taken a loan from cityfinancial. He was to repay the loan in instalments. However, thereafter there was some default on his part. Cityfinancial had employed N.S. Venture as the Collection Agent in respect of recovery of their loans and applicant Prashant was employed with N.S.Venture. It is the case of the complainant that Prashant along with other persons used to enter in his office and used to demand money. It is further the case of the complainant that on 27.3.2007 Prashant came to his office along with others and demanded money. As the money was not paid, they assaulted him and caused damage to the property in the office of the complainant.

4. As far as accused Vishal and Harshal Rane are concerned, they are not named in the F.I.R., but it is the prosecution case that they had accompanied Prashant on 27.3.2007 and they also took part in the incident. I have perused the injury certificate. Injuries are not at all serious in nature. It is not the prosecution case that any article has to be recovered from any of the accused persons. However, the learned A.P.P. states that as far as accused Vishal and Harshal are concerned,

as they are not named in the complaint, hence test identification parade has to be held and hence, their custody is required. Mr.Khandeparkar, the learned counsel for the applicants states that for holding the test identification parade, all the applicants will report to the concerned police station from 10 a.m. to 5 p.m. for a period of 15 days from 7.6.2007. Looking to these facts, I am inclined to grant anticipatory bail to the applicants.

4. In the event of arrest, each of the applicants in both the applications to be released on bail in the sum of Rs.25,000/- (Rs.twenty five thousand only) each with one or two sureties to make up the said amount in C.R.No.95 of 2007 of Bhoiwada Police Station. The applicants shall report to the concerned police station from 7.6.2007 for a period of 15 days from 10 a.m. to 5 p.m. and thereafter once in a week till conclusion of the trial.

5. Applications are disposed of.

[Smt. V.K.Tahilramani, J.]